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9 Attorneys for Defendant Robert Gilbeau

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11 **UNITED STATES DISTRICT COURT**  
12 **SOUTHERN DISTRICT OF CALIFORNIA**  
13

14 United States of America,  
15 Plaintiff,  
16 vs.

17 Robert Gilbeau,  
18 Defendant.

CASE NO. 16-cr-1313-JLS-1

**UNOPPOSED MOTION FOR  
EXTENSION OF DATE TO REPORT  
TO BUREAU OF PRISONS**

Status Hearing, June 30, 2017  
Time: 9:00 a.m.  
Crtrm.: 4A

Assigned to Hon. Janis L. Sammartino

20  
21 Defendant Robert Gilbeau, by and through his counsel of record, Ashley  
22 Dionne Bowman and David Benowitz, respectfully moves this Honorable  
23 Court for an extension of the date for Captain Gilbeau to report to the Bureau  
24 of Prisons to serve his sentence in this case from June 23, 2017, to no later  
than July 12, 2017.

25 On May 17, 2017, this Court sentenced Captain Gilbeau to 18 months  
26 incarceration in this matter. Captain Gilbeau has been designated by the  
27 Bureau of Prisons to report to FCI Terminal Island on June 23, 2017.  
28

1 Captain Gilbeau was notified after the sentencing hearing in this matter  
 2 that a proceeding to hear his appeal of the denial of his Veterans Affairs  
 3 benefits, totaling approximately \$2,400,000, has been scheduled for June 28,  
 4 2017, in Roanoke, Virginia. Captain Gilbeau is not represented by an attorney  
 5 at this hearing, but instead by an organization representative, and must  
 6 personally speak extensively with the panel hearing his appeal. Captain  
 7 Gilbeau has no control over the date or location of this hearing. Accordingly,  
 8 Captain Gilbeau respectfully requests that his self-reporting date to the Bureau  
 9 of Prisons to serve his sentence in this case be extended to no earlier than July  
 10 12, 2017.

11 Counsel has conferred with Assistant United States Attorney Mark  
 12 Pletcher who has advised counsel the government does not oppose this Motion.

13 Respectfully submitted,

14 Ashley D. Bowman  
 15 Bird, Marella, Boxer, Wolpert, Nessim,  
 16 Drooks, Lincenberg & Rhow, P.C.

17 DATED: June 5, 2017

18 By: /s/ Ashley D. Bowman

19 ASHLEY D. BOWMAN  
 20 Attorney for Defendant  
 21 Robert Gilbeau

22 DATED: June 5, 2017

23 David Benowitz  
 24 Price Benowitz LLP  
 25 By: /s/ David Benowitz

26 DAVID BENOWITZ  
 27 Attorney for Defendant  
 28 Robert Gilbeau

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

**UNITED STATES,**

**v.**

**ROBERT GILBEAU,**

**Defendant.**

**Case No.: 16-cr-1313-JLS**

**CERTIFICATE OF SERVICE**

**IT IS HEREBY CERTIFIED THAT:**

I, David Benowitz, am a citizen of the United States and am at least eighteen years of age. My business address is 409 Seventh Street, NW, Suite 200, Washington, D.C. 20009.

I am not a party to the above-entitled action. I have caused service of the Defendant's Unopposed Motion for Extension of Date to Report to Bureau of Prison to the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies them:

1. Mark W. Pletcher, Esq.
2. Patrick Hovakimian, Esq.

1 I declare under penalty of perjury that the foregoing is true and correct.

2 Executed on June 5, 2017.

3 /s/ David Benowitz  
4 DAVID BENOWITZ  
5 Attorney for Defendant  
6 Robert Gilbeau  
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